

**BEYER WEAVER & THOMAS, LLP**

INTELLECTUAL PROPERTY LAW  
500 12th Street, Suite 200, Oakland, CA 94607  
Telephone: (510) 663-1100 Facsimile: (510) 663-0920  
www.beyerlaw.com

RECEIVED  
CENTRAL FAX CENTER

DEC 07 2006

**FACSIMILE COVER SHEET**

December 7, 2006

Receiver: Examiner Tracy Mae Dove  
(USPTO Central Fax)

FAX #: (571) 273-8300

Sender: James E. Austin  
Our Ref. No.: PLUSP040

Application No: 10/824,944

Re: 1. Amendment Transmittal  
2. Response

Pages Including Cover Sheet(s): 14

**MESSAGE:**

---

**CONFIDENTIALITY NOTE**

The information contained in this facsimile (FAX) message is legally privileged and confidential information intended only for the use of the receiver or firm named above. If the reader of this message is not the intended receiver, you are hereby notified that any dissemination, distribution or copying of this FAX is strictly prohibited. If you have received this FAX in error, please immediately notify the sender at the telephone number provided above and return the original message to the sender at the address above via the United States Postal Service. Thank you.

---

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Visco et al.

Attorney Docket No.: PLUSP040

Application No.: 10/824,944

Examiner: Tracy Mae Dove

Filed: April 14, 2004

Group: 1745

**RECEIVED**  
CENTRAL FAX CENTER  
**DEC 07 2006**

Title: PROTECTED ACTIVE METAL  
ELECTRODE AND BATTERY CELL  
STRUCTURES WITH NON-AQUEOUS  
INTERLAYER ARCHITECTURE

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted by facsimile to fax number 571-273-8300 to the U.S. Patent and Trademark Office on December 7, 2006.

Signed:

Tara Hayden

## AMENDMENT TRANSMITTAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims After Amendment		Highest Previously Paid For	Present Extra	Small Entity Rate Fee	Large Entity Rate Fee
Total Claims	75	MINUS	96	00	x 25 =	x 50 =
Independent Claims	01	MINUS	03	00	x 100 =	x 200 =
Multiple Dependent Claim Present and Fee Not Previously Paid						
Total					\$	\$

- ☐ Applicant(s) hereby petition for a month extension(s) of time to respond to the aforementioned Office Action.
- ☒ Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 500388.
- ☐ Enclosed is our Check No. in the amount of \$ to cover the additional claim fee and/or extension of time fees.
- ☒ Please charge the required fees, or any additional fees required to facilitate filing the enclosed response, to Deposit Account No. 500388 (Order No. PLUSP040).

Respectfully submitted,  
BEYER WEAVER & THOMAS, LLP

James E. Austin  
Reg. No. 39,489

P.O. Box 70250  
Oakland, CA 94612-0250

---

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

---

In re application of: Visco et al.

Attorney Docket No.: PLUSP040

Application No.: 10/824,944

Examiner: Tracy Mae Dove

Filed: April 14, 2004

Group: 1745

**RECEIVED  
CENTRAL FAX CENTER  
DEC 07 2006****Title: PROTECTED ACTIVE METAL  
ELECTRODE AND BATTERY CELL  
STRUCTURES WITH NON-AQUEOUS  
INTERLAYER ARCHITECTURE**

---

**CERTIFICATE OF FACSIMILE TRANSMISSION**I hereby certify that this correspondence is being transmitted by  
facsimile to fax number 571-873-8300 to the U.S. Patent and  
Trademark Office on December 7, 2006.

Signed: \_\_\_\_\_

Tara Hayden

**RESPONSE**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Action mailed September 7, 2006.

Amendments to the Claims are reflected in the listing of claims which begin on page 2 of this  
paper.

Remarks/Arguments begin on page 9 of this paper.